

## CLASS 2 MISDEMEANOR TRAFFIC OFFENSES

### Elements of Offense

### C.R.S. Citation

### VEHICLES AND TRAFFIC

#### Driver's Licenses

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| 1. | <b><i>License required.</i></b> Driving without a valid driver's license or instruction permit or driving a vehicle for which a person has not been issued the correct type or class of license is a class 2 misdemeanor traffic offense.   | 42-2-101 (10)    |
| 2. | <b><i>License, permit, or identification card to be exhibited on demand.</i></b> Refusing to hand a driver's license to a peace officer upon demand is a class 2 misdemeanor traffic offense.   | 42-2-115 (2)     |
| 3. | <b><i>Failure to surrender permit or license to the court.</i></b> Failing to immediately surrender a license upon conviction of an offense which makes revocation or suspension mandatory is a class 2 misdemeanor traffic offense.  | 42-2-124 (1) (a) |
| 4. | <b><i>Mandatory surrender of license or permit for driving under the influence.</i></b> Failing to immediately surrender a license upon conviction of driving under the influence or excessive alcohol content is a class 2 misdemeanor traffic offense.  | 42-2-129         |
| 5. | <b><i>Period of suspension or revocation.</i></b> Making false application for a new license before the expiration of a period of suspension or revocation is a class 2 misdemeanor traffic offense.  | 42-2-132 (3)     |
| 6. | <b><i>Unlawful possession or use of a license.</i></b> Possessing a lawfully issued driver's license or instruction permit knowing that such license or permit has been falsely altered is a class 2 misdemeanor traffic offense.   | 42-2-136 (6) (a) |
|    | Fraudulently obtaining a driver's license or instruction permit is a class 2 misdemeanor traffic offense.   | 42-2-136 (6) (a) |
|    | A person who possesses a paper, document, or other instrument which falsely appears or purports to be a lawfully issued and authentic driver's license or instruction permit and who knows that such instrument was falsely made and not lawfully issued commits a class 2 misdemeanor traffic offense. | 42-2-136 (6) (a) |
|    | Displaying or representing someone else's driver's license or instruction permit as one's own is a class 2 misdemeanor traffic offense.   | 42-2-136 (6) (a) |
|    | Failing or refusing to surrender any driver's license or instruction permit that has been suspended, revoked, or cancelled is a class 2 misdemeanor traffic offense.  | 42-2-136 (6) (a) |
|    | Permitting any unlawful use of one's driver's license is a class 2 misdemeanor traffic offense.   | 42-2-136 (6) (a) |
| 7. | <b><i>False affidavit.</i></b> Making a false affidavit or knowingly swearing or affirming falsely to any matter pursuant to Part 1 of Article 2 of Title 42 regarding drivers' licenses is a class 2 misdemeanor traffic offense.  | 42-2-137         |
| 8. | <b><i>Driving under restraint.</i></b> Failing to surrender a driver's license or permit to the court upon conviction of driving while under restraint is a class 2 misdemeanor traffic offense.  | 42-2-138 (1) (f) |